

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MEDPOINTE HEALTHCARE INC.,

Plaintiff,

VS.

Civil Action No. 06-164-SLR

APOTEX INC. and APOTEX CORP.,

Defendants,

STIPULATION AND PROTECTIVE ORDER REGARDING EXPERT DISCOVERY

The parties hereto, through their respective counsel of record and subject to Court order, hereby stipulate to the following regarding the scope of expert discovery and testimony relating to experts in this matter.

The parties agree the following category of information is protected, outside the permissible scope of discovery and not a proper subject or basis of questions during deposition: preliminary, intermediate or draft opinions prepared by, for or at the direction of an expert witness.

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Attorneys for Defendants

SO ORDERED:

This ____ day of _____, 2007

HONORABLE SUE L. ROBINSON
UNITED STATES DISTRICT JUDGE